

Notice of Proposed Action

by the

State of Nevada

The Administrator of the Division of Environmental Protection gives notice that an application for a Water Pollution Control Permit for the **Twin Creeks – South Project**, a beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for **Permit NEV 89035** is:

Newmont Mining Corporation
HC 66 Box 69
Golconda, Nevada 89414

The Twin Creeks - South Project is located in Humboldt County, Sections 19, 21, 30 and 31 of Township 39 North, Range 43 East, MDB&M, approximately 35 miles northeast of Golconda, Nevada. The existing project consists of open-pit mining with ore processing by conventional heap leach cyanidation and milling operations to recover precious metals. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event.

The Administrator is constrained to issue a water pollution control permit or provide written notice to the applicant why the final permit will not be issued. The Administrator has made the tentative determination to issue a permit.

Persons wishing to comment upon the proposed permit, to recommend terms and conditions for consideration of incorporation into the permit, or who request a public hearing pursuant to the

Nevada Administrative Code, NAC Chapter 445A, must submit their comments, objections, or requests no later than 5:00 PM on the 30th day following publication of this notice (**November 29, 2002**) to the:

Division of Environmental Protection
Bureau of Mining Regulation and Reclamation
Capitol Complex
333 W. Nye Lane, Room 138
Carson City, NV 89706-0851

All comments or objections received during the public notice period will be considered in the final determination regarding this permit. If the Division determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS 445A.665. For more information, contact Bob Carlson at (775) 687-9401, toll free in Nevada (800) 992-0900, extension 4670, or visit our website at <http://ndep.state.nv.us/bmrr/bmrr01.html>